

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: RONALD L. BOGGS et al. )  
Serial No.: 10/825,506 ) Group Art Unit:  
Filed: April 15, 2004 ) 2619  
For: REAL-TIME MONITORING, ANALYSIS, AND ) Examiner:  
FORECASTING OF TRUNK GROUP USAGE ) Mahmoudzadeh

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF**

In response to the Notice of Non-Compliant Appeal Brief mailed October 30, 2008, submitted herewith is the corrected Status of the Claims Section.

### STATUS OF CLAIMS

Claims 2 and 12 have been canceled.

Claims 11 and 13-20 stand finally rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter.

Claim 11 stands finally rejected under 35 U.S.C. § 112, second paragraph.

Claims 1, 3, 6, 8-11, 13, 16 and 18-20 stand finally rejected under 35 U.S.C. § 102(b) as being unpatentable over Kline.

Claims 4 and 14 stand finally rejected under 35 U.S.C. § 103 as being unpatentable over Kline in view of Fitzgerald.

Claims 5 and 15 stand finally rejected under 35 U.S.C. § 103 as being unpatentable over Kline in view of Erlang.

Claims 7 and 17 stand finally rejected under 35 U.S.C. § 103 as being unpatentable over Kline.

The rejections of claims 1, 3, 6, 8-11, 13, 16 and 18-20 under 35 U.S.C. § 102(b) is herein appealed.

The rejections of claims 4, 5, 7, 14, 15 and 17 under 35 U.S.C. § 103 is herein appealed.

Thus, claims 1, 3-11 and 13-20 are on appeal.

REMARKS

In response to the Notice of Non-Compliant Appeal Brief mailed October 30, 2008, submitted herewith is the corrected Status of the Claims Section.

In the event the Commissioner of Patents and Trademarks deems additional fees to be due in connection with this application, Applicants' attorney hereby authorizes that such fee be charged to Deposit Account No. 06-1130.

Respectfully submitted,

By: 

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